

REMARKS

Claims 1-7 and 10-13 are pending in the present application.

Claims 10-13 are currently withdrawn.

Claims 1 and 10 are amended to cancel the "heteroaromatic ring" from the limitations of R⁸ and R⁹.

Claim Rejections - 35 USC § 102

Claims 1-7 are rejected under 35 U.S.C. 102(e) as being anticipated by Sumioka et al. (US 2003/0072923).

Claim 1 has been amended to delete the "heteroaromatic ring" from the limitations of R⁸ and R⁹.

Sumioka et al. fails to recite the compound of Formula I and therefore fails to recite the compound of claims 2-7 depending therefrom.

The rejection of claims 1-7 under 35 U.S.C. 102(e) as being anticipated by Sumioka et al. is overcome by amendment.

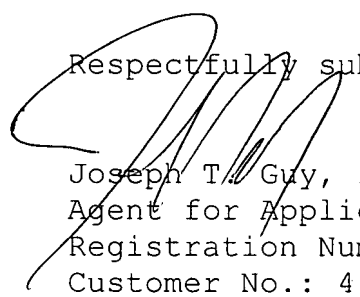
Withdrawn Claims

Claims 10-13 are currently withdrawn as being directed to a non-elected species. In the event that the rejection based on Sumioka et al. is withdrawn Applicants request a search and examination of claims 10-13 on the merits.

CONCLUSIONS

Claims 1-7 and 10-13 are pending in the present application. All claims are believed to be in condition for allowance. Notice thereof is respectfully requested.

Respectfully submitted,



Joseph T. Guy, Ph.D.
Agent for Applicants
Registration Number 35,172
Customer No.: 46591

May 14, 2007